IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL APPLICATION NO. 344 OF 2006
IN
CRIMINAL WRIT PETITION NO. 1872 OF 2006

MEHUL JANAK SHAH & ANR. .. APPLICANTS

Vs.

VIJAY KIRTILAL MEHTA & ANR. .. RESPONDENTS

Mr. Nitin Pradhan i/b M.S. Mohite for applicants
Mr. Vinod Bobde with Mr. Shirish Gupte, Mr. S.G. Aney, Mr. Chetan Kapadia and Girish Kulkarni for respondent 1
Ms. M.H. Mhatre, APP

CORAM:-SMT. RANJANA DESAI, J.

DATED:- 8TH DECEMBER, 2006

P.C.

. I have heard Mr. Pradhan, learned counsel for the applicants and the learned counsel for the respondents.

2. In the light of the judgments of this court in **Suresh Chand Jain v. State of M.P. & Anr., (2001) 2 SCC 628**, **CREF Finance Ltd. v. Shree Shanthi Homes (P) Ltd. & Anr. (2005) 7 SCC 467** the present application needs to be granted. Hence the application is made absolute in terms of prayer clause (a).

3. Application is disposed of.

JUDGE.